



9P-2186 ✓

PTO/SB/21 (04-04)

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/092,707
	Filing Date	March 7, 2002
	First Named Inventor	MERKEY, Jeffrey Vernon
	Art Unit	2186
	Examiner Name	Behzad Peikari
	Attorney Docket Number	05082.001
Total Number of Pages in This Submission		60

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Postcard Receipt Check
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Everett D. Robinson PARSONS BEHLE & LATIMER
Signature	
Date	August 27, 2004

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Everett D. Robinson		
Signature		Date	August 27, 2004

Serial No. 10/092,707

**Response to non-final office
action**

Examiner: Peikari, Behzad
Group Art Unit: 2186



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INVENTOR: Jeffrey Vernon Merkey

TITLE: High Speed Fault Tolerant Storage Systems

FILING DATE: March 7, 2002

EXAMINER NAME: Peikari, Behzad

SERIAL NO.: 10/092,707

GROUP ART UNIT: 2186

DOCKET: 05082.001

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Technology Center 2100

RESPONSE TO NON-FINAL OFFICE ACTION

Honorable Commissioner:

This paper is in response to an office action mailed March 29, 2004 in the above referenced application.

Applicant hereby petitions for an extension of time in the amount of two months.

Applicant provides an enclosed check in the amount of \$664 to cover a fee of \$420 for an extension of time in the amount of two months under 37 CFR 1.17(a)(3), a fee of \$172 for two additional independent claims in excess of three, and a fee of \$72 for four additional claims in excess of 20. Authorization is hereby given to charge any applicable or necessary fees or credit any excess payments to Deposit Account No. 50-0581.

09/01/2004 BSAYASI1 00000015 10092707

01 FC:1252 420.00 OP

09/01/2004 BSAYASI1 00000015 10092707

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02 FC:1201 172.00 OP
03 FC:1202 72.00 OP

Applicant presents new claims, proceeding in a successive page, of thirty claims of which six are independent. Applicant further notes that he has already paid for 26 original claims, of which four are independent. Applicant therefore pays for $30-26=4$ claims in excess of 20 and $6-4=2$ independent claims in excess of 3.

Please enter the amendments proceeding on the next page.